

## Foster Parent Eligibility Form

Office of Special Education Services

**What is needed in order for you, as the foster parent, to be eligible to serve a "parent" under IDEA?**

School Name: \_\_\_\_\_

Date: \_\_\_\_\_

Student Name: \_\_\_\_\_

Foster Parent Name: \_\_\_\_\_

Please answer the following questions:

**Has Department of Family Protective Services (DFPS) been appointed as the temporary or permanent managing conservator of the student?** *[Note: All children in DFPS's managing conservatorship (by court order or through a voluntary relinquishment under the Texas Family Code, §15.03) are considered "wards of the state." By law, they must be represented by a surrogate parent or the court's appointee in the education decision-making process.]*

☐ Yes ☐ No

**Has the child been placed with you for more than 60 days?** *[Note: If the student has NOT resided with the foster parent for at least 60 days, the foster parent can be appointed as the surrogate parent if he/she meets surrogate parent qualifications. State law requires a surrogate to: (a) Agree to complete a training program, (b) Visit the child and the child's school on a regular basis, (c) Consult with persons involved in the child's education, (d) Review the child's educational records, and (e) Attend admission, review, and dismissal/individualized education program (ARD/IEP) committee meetings. After the student has resided with the foster parent for more than 60 days, the foster parent who was the surrogate parent can now be the parent.]*

☐ Yes ☐ No

**Do you agree to participate in making educational decisions on the student's behalf?** *[Note: The public school district determines which students are in need of a surrogate. The public school district selects and appoints a person who can serve as a surrogate. A judge may appoint a surrogate parent for a child who is a ward of the State. The district, DFPS, an education service center, or any entity that receives federal funding to provide IDEA training to parents can provide "surrogate parent training."]*

☐ Yes ☐ No

**Do you have an interest that conflicts with the student's interests (TAC § 89.1047 (c))?** *[Note: An individual who is an employee of the Texas Education Agency; the school district; or any other agency that is involved in the education or care of the child, including Residential Facilities personnel cannot be appointed as the surrogate parent.]*

☐ Yes ☐ No

**Do you agree to participate in a training program for surrogate parents?** *[Note: A surrogate parent must complete an approved surrogate parent training program within 90 calendar days of his or her appointment.]*

☐ Yes ☐ No

I hereby certify that the above information is true, accurate, and complete to the best of my knowledge.

Foster Parent Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Phone: 713-556-7025 Fax: 713-556-7099